

## **ALLEGED VIOLATIONS OF THE LAW ENFORCEMENT INFORMATION NETWORK (LEIN)**

Pursuant to PA 345 of 2006, Article 17, Section 305, the following summary report identifies alleged violations of LEIN as processed by the Criminal Justice Information Systems (CJIS) Policy Council in 2006.

Number of Complaints Processed	129
Unfounded Complaints	64
No Violation Found	16
Violation Found	33
Noncompliant with Rules	8
Unsatisfactory Audits	1
Subpoenas/Court Orders	7

### **Additional Sanctions**

Officers Reported to MCOLES	5
Prosecutions	2

When CJIS staff receives a complaint, a check is made of the LEIN historical records for any query that matches the substance of the complainant's statement. If no information is found, the complaint is deemed unfounded, and the complainant is informed via letter.

If information is found, a letter is sent to the head of the agency responsible for the LEIN query, requesting an investigation and response to the Operations & Security Committee of the CJIS Policy Council. Agencies are expected to comply with a 90-day deadline for reporting. If the agency is unable to complete its investigation in the allotted time, the agency may request an extension of the time limit.

The Operations & Security Committee meets quarterly to review cases. Staff sends a case summary packet out ten days prior to the meeting. If the committee deems that the LEIN query was not in violation of the law or rules governing LEIN, a recommendation of No Violation is made. If the committee believes the query does violate either the rules or the laws, a recommendation of Violation is made. If the violator is a certified law enforcement officer and the committee believes the officer has improperly disclosed non-public information obtained from LEIN, the officer is referred to MCOLES.

Each case that appears to be a violation must be referred to the county prosecutor for review. In 2006, two cases resulted in charges. In both cases, the subjects are awaiting trial on charges of misuse of LEIN along with other offenses.

The full CJIS Policy Council meets a month after the Operations & Security Committee and reviews and approves the committee's recommendation. If the Council disagrees with the recommendation, the case is referred back to committee for further review.